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FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

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November 1, 2006  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF

AUBERSON ET AL.

INTERNATIONAL APPLICATION NO: PCT/EP2004/012082

FILED: 26 OCTOBER 2004

U.S. APPLICATION NO: 10/576,176 ✓

35 USC §371 DATE:

FOR: INDOLYL-PYRROLEDIONE DERIVATIVES FOR THE TREATMENT  
OF NEUROLOGICAL AND VASCULAR DISORDERS RELATED TO  
BETA-AMYLOID GENERATION AND/OR AGGREGATION

**MS: Missing Parts**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

The Notification of Missing Requirements mailed October 20, 2006 (a copy of which is enclosed) has a shortened statutory time set to expire on December 20, 2006.

In response, applicants now submit an original or copy of a fully executed Declaration and Power of Attorney. Please charge the \$130 surcharge fee under 37 CFR §1.16(e) to Deposit Account No. 19-0134 in the name of Novartis.

The Commissioner is hereby authorized to charge any additional fees under 37 CFR §1.17 which may be required, or credit any overpayment, to Account No. 19-0134 in the name of Novartis.

A duplicate copy of this letter is provided for charging purposes.

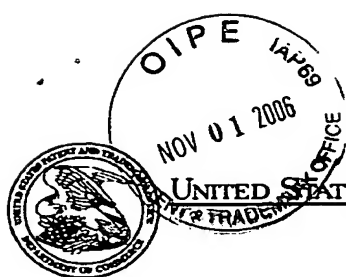
11/07/2006 ATRAN1 00000150 190134 10576176  
01 FC:1617 130.00 DA

Novartis  
Corporate Intellectual Property  
One Health Plaza, Building 104  
East Hanover, NJ 07936-1080  
(862) 778-7898

Date: 10 November 1, 2006

Respectfully submitted,

*[Handwritten signature: Lydia T. McNally]*  
Lydia T. McNally  
Attorney for Applicants  
Reg. No. 36,214



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

|                             |                       |                  |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/576,176                  | Yves Auberson         | 33439-US-PCT     |

INTERNATIONAL APPLICATION NO.

PCT/EP04/12082

I.A. FILING DATE

PRIORITY DATE

10/26/2004

10/27/2003

001095  
 NOVARTIS  
 CORPORATE INTELLECTUAL PROPERTY  
 ONE HEALTH PLAZA 104/3  
 EAST HANOVER, NJ 07936-1080

CONFIRMATION NO. 7227

371 FORMALITIES LETTER



\*OC000000020908111\*

Date Mailed: 10/20/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/19/2006
- Copy of the International Search Report filed on 04/19/2006
- Preliminary Amendments filed on 04/19/2006
- Information Disclosure Statements filed on 04/19/2006
- Oath or Declaration filed on 04/19/2006
- U.S. Basic National Fees filed on 04/19/2006
- Priority Documents filed on 04/19/2006



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

11/03/2006 HBELETA1 00000035 19034 103X6176  
 01 FC 1891 139.00 DA

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/576,176                  | PCT/EP04/12082                | 33439-US-PCT     |

FORM PCT/DO/EO/905 (371 Formalities Notice)